GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services - MA&UD Department - Certain allegations of allowing un-authorized constructions and in-action for the removal of un-authorized constructions made in deviations to the sanctioned plan / violation to building rules and zoning regulations in Ongole Municipal Corporation - Disciplinary action initiated against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation under A.P. Civil Services (CC&A) Rules, 1991 - Articles of Charges issued - Enquiry conducted - Further action dropped against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Ram Mohan Rao, the then Town Planning Officer (retired) - Orders – Issued.

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MUNICIPAL ADMINISTRATION & URBAN DEVELOPMENT (Vig.II) DEPARTMENT

G.O.Rt.No.574 **Dated: 08.12.2020.**

Read the following:

1) Charge Memo.Nos.7413/2018/M4, dated.17.04.2019 issued by the DTCP., A.P., Guntur.
2) Written Statement of Defences of two charged officers, dated.31.05.2019.
3) Proceedings Roc.No.74131/2018/M4-1, dated.30.07.2019 issued by the DTCP., A.P., Guntur.
4) Proceedings Roc.No.74131/2018/M4-2, dated.30.07.2019 issued by the DTCP., A.P., Guntur.
5) Inquiry Report from Sri J.Suraj Kumar, Deputy City Planner & Inquiry Officer, Vijayawada Municipal Corporation, Letter Rc.G1-119254/2020, dated.06.08.2020 addressed to the DTCP., A.P., Guntur.
6) From the DTCP., A.P., Guntur, Lr.Roc.No.7413/2018/M4 (1070266), dated.08.10.2020.
7) Govt.Memo.No.1263625/Vig.II/2020-1, dated.05.11.2020.
8) Written representations of Sri K.Venkateswarlu, ACP., Kadapa Municipal Corporation and Sri V.Rama Mohana Rao, TPO (retired), Ongole Municipal Corporation, dated.18.11.2020.

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O R D E R:

Whereas, in the reference 1st read above, the Director of Town & Country Planning, A.P., Guntur has initiated disciplinary action against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation on allegations of allowing un-authorized constructions and in-action for the removal of un-authorized constructions made in deviations to the sanctioned plan / violation to building rules and zoning regulations in Ongole Municipal Corporation, duly framing the following articles of charges:

Article of Charge I: "That the Charged Officer during the period of office has neglected his duties and allowed un-authorized constructions made in deviations/violations of Building Rules and Zoning regulations and thereby held responsible for the Lapse."

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Article of Charge II: "That the Charged Officer during the period of office had not taken any action for the removal of un-authorized constructions made in deviations to the sanctioned plan/ violation to building rules and zoning regulations and thereby held responsible for the lapse."

Article of Charge III: "That the Charged Officer during the period of his office had not discharged his duties in conformity with the rules regarding conduct of mandatory inspection of the constructions and thereby held responsible for the same".

Article of Charge IV: "That the Charged Officer during the period of his office had failed to discharge his legitimate duties with due care and diligence and thereby responsible for the same."

2. Whereas, in the reference 3rd read above, the Director of Town & Country Planning, A.P., Guntur has issued orders appointing Sri J.Suraj Kumar, the then Deputy City Planner, Nellore Municipal Corporation and now working in Vijayawada Municipal Corporation as an Inquiry Officer to enquire into the charges framed against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation and in the reference 4th read above, Sri G.Subba Rao, the then DTCPO, Ongole and now working as ACP, Anantapuramu Municipal Corporation was appointed as Presenting Officer to present the case before the Inquiry Officer on behalf of the Disciplinary Authority.

3. Whereas, in the reference 5th read above, the Inquiry Officer has submitted his inquiry report against the above said two charged officers to the Director of Town & Country Planning, A.P., Guntur and requested to take necessary action. The Inquiry Officer in his report has stated that, all the four charges framed against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation were held 'not proved' in the inquiry.

4. Whereas, in the reference 6th read above, the Director of Town & Country Planning, A.P., Guntur has forwarded the necessary enclosures of charge memos., proceedings, inquiry report of the case against Sri K.Venkateswarlu, the then ACP and Sri.V.Rama Mohan Rao, the then TPO (retired), Ongole Municipal Corporation and informed that, one of the charged officers Sri V.Rama Mohan Rao, TPO has been retired from service on attaining the age of superannuation on 30.06.2019 and the Government is the competent authority to take further disciplinary action in respect of retired employees, under Rule 9 (2) (a) of AP Revised Pension Rules, 1980. Therefore, the DTCP has requested the Government to take necessary further action in the matter.

5. Government after careful and detailed examination of the Inquiry Report and after following due procedure, accepted the findings of the Inquiry Report and communicated the report to both the charged officers Sri K.Venkateswarlu,

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the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation, under Rule 21 (2) of APCS (CCA) Rules, 1991 and directed to submit their written representations if any, on the findings of the Inquiry report vide reference 7th read above.

6. In the reference 8th read above, Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation have submitted their written explanations and stated that, they have accepted the findings of the Inquiry Report and requested the Govt. to drop further action against them, as the charges were held not proved against them.

7. Government after careful examination of the matter in detail, hereby decided to drop further action on the articles of charges framed against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation, as all the charges were held not proved in the inquiry.

8. Accordingly, the Government hereby drop further action against Sri K.Venkateswarlu, the then Assistant City Planner and Sri V.Rama Mohana Rao, the then Town Planning Officer (retired), Ongole Municipal Corporation, as all the charges were held not proved in the inquiry.

9. The Director of Town & Country Planning, A.P., Guntur shall take further necessary action in the matter, accordingly.

10. The receipt of the G.O., shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J.SYAMALA RAO
SECRETARY TO GOVERNMENT

To
Sri K.Venkateswarlu, the then Assistant City Planner,
Ongole Municipal Corporation – **through** the DTCP., A.P., Guntur
Sri V.Rama Mohana Rao, the then Town Planning Officer (retired),
Ongole Municipal Corporation – **through** the DTCP., A.P., Guntur.
The Director of Town & Country Planning, A.P., Guntur.

Copy to:

The Commissioner, Ongole Municipal Corporation, Prakasam District.
The Commissioner, Kadapa Municipal Corporation, YSR Kadapa District.
The Principal Accountant General (A&G), A.P., Vijayawada.
SF / SC.

// FORWARDED BY ORDER //

SECTION OFFICER.